



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
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APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/970,088	10/02/2001	Edwin C. Gravereaux	71417/55062

CONFIRMATION NO. 9526

## FORMALITIES LETTER



\*OC00000007049367\*

EDWARDS & ANGELL, LLP  
Dike, Bronstein, Roberts & Cushman  
Intellectual Property Practice Group  
P. O. Box 9169  
Boston, MA 02209

Date Mailed: 11/09/2001

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted*

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.  
*Applicant must submit \$ 370 to complete the basic filing fee for a small entity.*
- Total additional claim fee(s) for this application is \$399.
  - \$189 for 21 total claims over 20.
  - \$210 for 5 independent claims over 3 .
- The oath or declaration is missing.  
*A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.
- **The balance due by applicant is \$ 834.**

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Substitute drawings in compliance with 37 CFR 1.84 because:
  - drawing sheets do not have the appropriate margin(s) (see 37 CFR 1.84(g)). Each sheet must include a top margin of at least 2.5 cm. (1 inch), a left side margin of at least 2.5 cm. (1 inch), a right side margin of at least 1.5 cm. ( 5/8 inch), and a bottom margin of at least 1.0 cm. (3/8 inch);

06/11/2002 NMOHAMM1 00000018 09970088

02 FC:201	370.00 OP
03 FC:205	65.00 OP
04 FC:203	189.00 OP
05 FC:202	210.00 OP

- This application clearly fails to comply with the requirements of 37 C.F.R. 1.821-1.825. Applicant's attention is directed to the final rulemaking notice published at 55 FR 18230 (May 1, 1990), and 1114 OG 29 (May 15, 1990). If the effective filing date is on or after July 1, 1998, see the final rulemaking notice published at 63 FR 29620 (June 1, 1998) and 1211 OG 82 (June 23, 1998). If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000). Applicant must provide an initial computer readable form (CRF) copy of the "Sequence Listing", an initial paper or compact disc copy of the "Sequence Listing", as well as an amendment directing its entry into the application. Applicant must also provide a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). If applicant desires the sequence listing in the instant application to be identical with that of another application on file in the U.S. Patent and Trademark Office, such request in accordance with 37 CFR 1.821(e) may be submitted in lieu of a new CRF.

**For questions regarding compliance to these requirements, please contact:**

- **For Rules Interpretation, call (703) 308-4216**
- **To Purchase PatentIn Software, call (703) 306-2600**
- **For PatentIn Software Program Help, call (703) 306-4119 or e-mail at [patin21help@uspto.gov](mailto:patin21help@uspto.gov) or [patin3help@uspto.gov](mailto:patin3help@uspto.gov)**

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*A copy of this notice **MUST** be returned with the reply.*



Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE



06-06-02

03CO

APR 17 2002  
Borsey

Attorney Docket No. 71417/55062

**THE UNITED STATES PATENT AND TRADEMARK OFFICE**

APPLICANTS: Gravereaux et al.

EXAMINER: Not Yet Assigned

SERIAL NO.: 09/970,088

GROUP: 1614

FILED: October 2, 2001

FOR: USE OF LYMPHANGIOGENIC AGENTS TO TREAT LYMPHATIC  
DISORDERS

Box Missing Parts  
Assistant Commissioner for Patents  
Washington, D.C. 20231

**CERTIFICATE OF EXPRESS MAILING**

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being deposited with the United States Postal Service with sufficient postage as Express Mail in an envelope (no. EL 789783835 US) addressed to the Assistant Commissioner of Patents and Trademarks, Box Missing Parts, Washington, D.C. 20231 on June 5, 2002.

By:

*Elizabeth Anne Sweeny*  
Elizabeth Anne Sweeny

**RESPONSE TO NOTICE TO FILE MISSING PARTS OF NON PROVISIONAL  
APPLICATION**

Sir:

The following is in response to the Notice to File Missing Parts of Non-Provisional Application mailed November 9, 2001, in the above referenced application.

Applicant petitions for an extension of time to provide for the possibility that such a petition is required.

Enclosed herewith for filing in the subject application are the following:

1. A copy of the Notice to File Missing Parts of Non-Provisional Application for the subject application.

2. A properly signed Declaration in compliance with 37 CFR §1.63 with power of attorney, identifying the application by the above Application Number and date and executed by Edwin C. Gravereaux, Marcy Silver, and Young-Sup Yoon.
3. A properly signed Declaration in compliance with 37 CFR §§1. 42 & 1.63 with power of attorney, identifying the application by the above Application Number and date and identifying the deceased named inventor and the legal representative/ heirs of the deceased and executed by Linda Isner (legal representative ) on behalf of deceased named inventor Jeffrey M. Isner.
4. Completion of application filing fees as calculated below:

A.	Surcharge for late payment of filing fee and/or late filing of original declaration or oath (small entity).....	\$65.00
B.	Extension of time (5 months).....	\$980.00
C.	Statutory Basic Filing Fee.....	\$370.00
D.	Total Additional Claim Fee.....	\$399.00
	<b>TOTAL</b>	<b>\$1,814.00</b>

5. Substitute drawings (Figures 1-24; 35 pages) as requested in the Notice to File Missing Parts of Non-Provisional Application.
6. Sequence Listing, including Submission of "Sequence Listing" Statement, Sequence Listing, a copy of Sequence Listing in Computer readable form, Statement to Support Filing and Submission in Accordance with 37 C.F.R. §§ 1.821-1.825, and Preliminary Amendment.

**Enclosed herewith is a check for \$1,814.00.** If, however, Applicants are incorrect then the Commissioner is authorized to change the deposit account as more particularly provided below. Applicants also respectfully request a corrected official filing

receipt to reflect any corrections resulting from the within Response and/or the enclosed declaration.

Applicants believe that additional fees are not required, however, if for any reason a fee is required, a fee paid is inadequate or credit is owed for any excess fee paid, you are hereby authorized and requested to charge Deposit Account No. **04-1105**. In particular, the Commissioner is hereby authorized to charge any deficiencies in the following fees: filing fees (37 C.F.R. §1.16(a), (f) or (g)); fees associated with the presentation of extra claims (37 C.F.R. §1.16(b), (c) and (d)); surcharge for filing the basic filing fee and/or declaration on a date later than the filing date of the application (37 - C.F.R. §1.16(e)); extension fees pursuant to § 1.136(a) (37 C.F.R. §1.17(a)(1)-(5)); and application processing fees (37 C.F.R. §1.17).

Respectfully submitted,

**EDWARDS & ANGELL**  
DIKE, BRONSTEIN, ROBERTS  
& CUSHMAN  
*Intellectual Property Practice Group*

Date: June 5, 2002

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